EXHIBIT C

Part II

Case 1:05-cr-006261RUS 652cument 235.51, JFile to 10-16-69

Page 2 of 117

	on 10-16-69.
DATE	PROCEEDINGS
4-3-67	LOWELL M, BIRRELL _ Filed Opinion # 33381 - HERLANDS.J " This motion by the defendant" to dismiss Counts Two through Sixteen of the indictment or.
	slternatively, to compel the Government to elect one count out of Counts One
	through Sixteen for purposes of trial * * * * * * * The motion is denied
	in all respects without prejudice to renewal at the conclusion of the
,	Government&s direct case at the trial So ordered." (SEE Opinion and Order)
	(mailed notice on 4/4/67).
4-7-67	Filed Affidavit of Arthur H. Crbristy Esq., in support of motion to release
4-1-1-1	defts, Messra Glassman, Krumholz, M. Levine & H. Levine on their own
	recognizance.
<u>4-7-67</u>	LEO GLASSMAN)
	MAX LEVINE
· 	HARRY LEVINE)
	PHIL F. KRIMHOLZ) - BEFORE: HERLANDS, J Filed Memorandum # 33399 -
	"The four defendants herein seek to be released on their own
	recognizance. * * * * * * In view of the foregoing, the Court
	grants the within motion and the defendants shall be released
	on their own recognizance. So ordered 1/7/67 HERLANDS, J." (Mailed notice on 1/10/67). (SEE Memorandum & Order).
	Doction series for the day of a Doction
5-23-67	LOWELL M. BIRRELL: Filed Opinion #33558. Deft's motion for intentory denied. Deft's motion for pretrial hearing denied. (see opinion)(notices mailed) HERLANDS J. So ordered.
6-9-67	IOWELL M. BIRRELL-Filed Govt's opposing affdet to motion for inventory.
6- 9-67	LOWELL M. BIRRELL-Filed Govt's memorandum of law.
6- 9-67	Filedosit's rebuttal affect. w/memorandum of law.
6- 9-67	LOWELL M. BIRRELL-Filed affdyt & notice of motion for pretrial hearing pursuant to
	Rules 12(b)(1), (h) & h1(e), ret. 3-1h-67, Rm. 1903. w/memorandum of law.
6- 9-67	Filed Govt's opposing affdvt to motion to dismiss cts. 2 thru 16, etc.
6-9-67	Filed Govt's opposing affdvt to motion for pretrial hearing w/memorandum of law.
6-16-67	Hearing held-Motion for enlargement of bail limits ret. 6-22-67, 9:30 AM Rm. 1903.
	All pretrial motions made ret. 8-29-67, 10:30 A.M., Rm. 18.
	Case set for trial for 12-4-67, at 10:30 A.M. HERLANDS, J.
6-22-67	LOWELL M. BIRRELL - Filed Affidavit of Stephen F. Williams, Esq., AUSA.
	in opposition to deft's motion for enlargement of his bail limits
	and also filed Gov't's Memorandum of Law in opposition to the appl'n. Herical
/ or /=	None to the Day of the Day of the Day of the Same of t
6-22-67	MORRISON GILBERT - Docketed Affidavit, Consents & Order, filed 6/21/67, extending the deft's bail limits, MANSFIELD, J. (Mailed notice 6/22/67)
	-OVER-
	X
	X
	X

DATE	PROCEEDINGS
-22-67	LOWELL M. BIRRELL - Filed Affidavit and Notice of Motion (Leduc Cage) -
	to enlarge the defendant's beil limits Memorandum endorsed: " Motion
	disposed of in accordance with Court's rollings dictated into the record
111-7-	today. Submit Order, in compliance with Court's directions. That branch
	of the motion relating to the Continental Inited States is granted
	Then the terms and conditions on set 6 11 2 11 2 20 1 7
	upon the terms and conditions, as set forth in the official reporter's
	minutes. That branch of the motion relating to Canada is denied.
	So ordered, (Atty present). HERLANDS, J. 6/22/67 (Satural to the Months)
29-67	LOWELL M. BIRNELL - Filed C.M. Form 3 and C.J.A. Form 3 a consisting of two sheets
	(Affidavit of Financial Status) appointing Charles N. Brower Esq., Il Wall
	Street, New York, N.Y. 10005, Re -2 - 1040, dated 6/29/67, in place of
	The load, Mar 1000, Ma -c - 10th, dated 0/24/01, in place of
	William J. Brennen III who is relieved of further responsibility
	HERLANDS, J. (SEE 61 Cr 820 & 61 Cr 903). (Copy mailed to Adm. Office, Wash.D.C.
30-67	LOWELL M. BIRRELL - Filed Consents and Order further extending the deftis
	bod lights or older and other extending the deftis
118/67	bail limits. So Ordered HERIANDS J. Filed Transcript of record of proceedings, dated 4/27/67
127/67	Filed Transcript of record of proceedings, dates 16/17/66
8/18/67	L.M.BIRRELL:- Filed affidavit and notice of motion for order to demonstrate Defit, not
:	a fugitive Etc.
8/18/67	L.M. BIRREIL Filed affidavit and notice of motion for an order to take depositions of
.=	American Leduc. Etc.
8/18/67	L.M. Birrell:- Filed affidavit and notice of motion for return of seized property and
	supporting affidavit.
8/18/67	L.M.BIRRELL:- Filed affidavit and notice of motion to dismiss indictment the on grounds
<u> </u>	defendants property lost, etc. w/memo. of law.
8/18/67	T. M. D. T. D. D. T. J. P. S. J. J. P. S. J. S. J. S.
OV.TOV.O.	L.M. BIRREIL: filed affidavit and notice of motion to dismiss indictment on grounds
0 /20 //2	obtained in violation of The fifth amendmentW/ memo. of law.
<u>ον.τογοι</u>	L.M. BIRREIL: Filed affidavit and notice of motion for discovery and inspection W/ Memo. of law. Is HEREANDS. J.
/21/67	L.M.BIRRELL: Filed affidavit and notice of motion for return of files and papers
	suppressed for use as evidence. To MERLANDS T.
-22-67	Filed affidavit of Memahem Stim- Filed in 61 Cr.200
28-67	Filed CJA form 3 appointing legal aid as co-counsel- Herlands, J. (filed in 61Cr. 200)
	mailed copy of order to Adm. office Washinton D.C.
29-67	L.M.BIRRELL: Filed affidavit of S.L.Hammerman, AUSA dated 8-29-67, memorandum of law.
L1-67	L.M. BIRRELL: Filed affidavit & order to show cause enjoining all persons from entering,
	emoving documents from, making photocopies etc. from any filed sext seized from deft on
	8-22 and 24, 1959 lodged in room 501.
9-67	LOWELL M. BIREELL Filed Order directing the Gov!t to furnish defit with
	the particulars consented to by the Gov't, etc. (SEE ORDER) (Mailed notice 9/20/
L9-67	HERIANDS I
	LOWELL M. BIRRELL - Filed Gov't's UNSIGNED order re: bill of particulars
19-67 .	LOWELL M. BIRRELL - Filed Bill of Particulars, dated 9/12/67.

	on 10-16-69
DATE	PROCHIDINGS
9-22-67	LOWELL M. BIRRELL - Filed Supplemental Memorandum of defit in support of five motions. (Supplemental Memorandum of defit in support of five
9-22-67	LOWELL M. BIRRELL - Filed Affidavit of Charles N. Brower, Esq. (Supplemental), dated 9/22/67. (West & Filed Affidavit of Charles N. Brower, Esq. (Supplemental),
10-4-67	TOWELL M. BIRRELL-Filed Vounder (CJA 4) and approval (CJA 5) for allowance to Walter J. Brennan, III, Esq., atty in sum of \$921.56 (originals mailed to Adm.Office
11-9-67	LOWELL M. BIRRELL - Filed Affidavit & notice of motion to dimiss the indictment.
YXXXXXXX	XXXMXTTXMXXRXRXXXXXXXXXXXXXXXXXXXXXXXXX
11-13-67	LOWELL M. BIRRELL - Memorandum endorsed on motion, filed 11/9/67; - " Respectfully referred to Judge Herlands with his consent. McGobey, J."
11-14-67	LOWELL M. BIRRELL - 2nd Memorandum endorsed on motion, filed 11/9/67. "The within motion is denied, in all respects. So ordered. HERLANDS.J." (SEE Memorandum and Order) (Mailed notice on 11/15/67).
11-15-67	Filed reply affidavit of Ass't. U.S.Atty Stephen F. Williams. Re; Motion to recuse. filed in 61-cr.200) (Herlands, J.)
11-15-67	Filed supplemental affidavit of Asst. U.S. Atty Stephen L. Hammerman (Herlands, J.)
1-15-67	LOWELL M. BIRRELL: Filed Opinion #34,186. Motion to disqualify Judge Herlands
4-	denied-So ordered. Motion for injunctive relief denied-So ordered. Motion for return of documents denied without prejudice to renewal after trial-So ordered.
	Motion for dismissal of indictment denied-So ordered. Motion to take depositions
	denied-so ordered. Motion to precluded, etc. denied-so ordered. Motion for
	discovery & inspection-Granted or denied as indicated-foregoing opinion constitutes an order. (notice mailed) HERLANDS, J.
11/20/67	LOWELL M.BIRRELL, Filed Defendants questions for voir dire of jurors.
	LOWELL M. BIRKELL- Filed affidavit of Charles N. Brower in support of
	application for adjornment of trial.
11-28-6	Charles N. Brower filed 11-27-67 - "Motion denied after argument, for the reasons stated on the record. So ordered." M MERLANDS, J. (notice mailed)
11_28_6'	LOWELL M. RET BIRRELL - Filed affidavit of Stephen L. Hammerman, AUSA sworn to 11-27-67 in opposition to defendant's application for adjournment of trial.
_11-30-67	LOWELL M. BIRREIL -Filed Covernment's proposed examination of prospective jurors.
11_30_67	LOWEIL M. BIRREIL - Filed Covernment's Objections to the questions proposed by defendant Birrell for winexwirexes voir dire of jurors.
	LOWELL M. BIRRELL - Hearing held. re: Exceptions to proposed Voir Dire. Defendant moves to DIMISS counts 17 to 21 inclusive. No objection by Govt.
	Motion Granted HERLANDS, J.

ĎATE	Proceedings
-4-67	IOWELL M. BIRRELL Filed deft's affidavit and notice of motion to take depositions etc
-4-67	Filed memo endoonemention filed 12-4-67- Motion denied. Herlands, J. (Mailed notice)
2/4/67	L.M.BIRREIL:-Atty. Present in Robing Room of HERIANDS, J. Defendants motion to dismiss counts 4,6,8 thru 16 inclusive, GRANTED, no objections by the Government
2/4/67	L.M.BERRELL: Attorney Present, Triel begun before Warlands I
2/5/67	Counts 1,2,3,5,7,22 thru 32 incl. only. TRIAL CONTINUED
2/6/67	TRIAL CONTINUED.
S CONCRETEX	ALLO CONTINUED C
2-7-67	Trial continued. deft. motion for mistrial trial decision reserved.
2-8-67	Trial continued. Gov'ts. exhibits 3500(6), 3500(7) and 3500(9) ordered impounded, sealed and placed in the vault in rm 602, Herlands,J.
2/11/67	Filed defendants affidavit in support of motion to suppress. Referred to Merlanda !
	TCTST CONT. O.
2-12-67	Filed cont'd.
	Filed Govt's exhibit #3500(13) Ordered impounded sealed and placed in vault Room 602 HERLANDS, J.
2-13-67	Filed application & authorization (CJA 8) fo expert services of Dr. Romald Riess- (copy mailed to Adm. Office) HERLANDS, J.
12-13-67	L.M. BIRREIL *TRIAL CONTID
12-14-67	L.M. BIRRELL * TRIAL CONT'D.
12-14-67	L.M. BIRRELL - Filed Govts. exhibit #3500(38) Ordered impounded, sealed and placed in vault, Room 602. HERLANDS, J.
2/11/67	L.M.BIRREIL =Filed CJA form #8 (application and authorization for investigative expert or other services) Authorized by HERLANDS, J.
2//15/67	L.M.BIRRELL - Trial Contd.
2-18-67	L.M. BERREIL-Filed two sealed envelopes containing Exh. 3500(57) and 3500(58) respect-
	ively. Ordered impoursed-HERIANDS, J. (Placed in Clerk's vault, Room 602)
	L.M. BIRRELL-Filed one large manila envelope containing Fab 2000(10) a (10)
	L.M. BIRRELL-Filed one large manila envelope containing Fab 2000(10) a (10)
_2-18-67	L.M. BIRRELL-Filed one large manila envelope containing Exh. 3500(h0) & (h2) ordered impounded, sealed and placed in Vault, Room 602 HERLANDS, J. (Placed in Cashier's vault, Room 602)
2-18-67 2-18-67 2-19-67	L.M. BIRRELL-Filed one large manila envelope containing Exh. 3500(h0) & (h2) ordered impounded, sealed and placed in Vault, Room 602 HERIANDS, J. (Placed in Cashier's vault, Room 602) L.M.BIRRELL -TRIAL CONTD. L.M.BIRRELL -TRIAL CONTD.
2-18-67 2-18-67 2-19-67 2-20-67	L.M. BIRRELL-Filed one large manila envelope containing Exh. 3500(h0) & (h2) ordered impounded, sealed and placed in Vault, Room 602 HERIANDS, J. (Placed in Cashier's vault, Room 602) L.M.BIRRELL -TRIAL CONTD. L.M.BIRRELL -TRIAL CONTD. L.M.BIRRELL *TRIAL CONTD.
.2-18-67 2-18-67 2-19-67	L.M. BIRRELL-Filed one large manila envelope containing Exh. 3500(h0) & (h2) ordered impounded, sealed and placed in Vault, Room 602 HERIANDS, J. (Placed in Cashier's vault, Room 602) L.M.BIRRELL -TRIAL CONTD. L.M.BIRRELL -TRIAL CONTD.
2-18-67 2-18-67 2-19-67 2-20-67 2-21-67	L.M. BIRRELL-Filed one large manila envelope containing Exh. 3500(h0) & (42) ordered impounded, sealed and placed in Vault, Room 602 HERLANDS, J. (Placed in Cashier's vault, Room 602) L.M.BIRRELL -TRIAL CONTD. L.M.BIRRELL *TRIAL CONTD.
2-18-67 2-18-67 2-19-67 2-20-67 2-21-67 2-21-67	L.M. BIRRELL-Filed one large manila envelope containing Exh. 3500(h0) & (42) ordered impounded, sealed and placed in Vault, Room 602 HERLANDS, J. (Placed in Cashier's vault, Room 602) L.M.BIRRELL -TRIAL CONTD. L.M.BIRRELL *TRIAL CONTD.
2-18-67 2-18-67 2-19-67 2-20-67 2-21-67 2-21-67	L.M. BIRRELL-Filed one large manila envelope containing Exh. 3500(h0) & (42) ordered impounded, sealed and placed in Vault, Room 602 HERLANDS, J, (Placed in Cashier's vault, Room 602) L.M.BIRRELL -TRIAL CONTD. L.M.BIRRELL *TRIAL CONTD.

	OR 10-16-69
DATE	PROCEEDINGS
2-26-67	Filed Governments exhibit 3500(62) ordered impounded, sealed and placed in the valit, Room 602- Herlands, J.
* * /·	OWELL, M. B.TRREILL
	Filed affidavit of Martin Portney, Esq. dated 12-28-67.
12-26-67	L.M.BIRRELL - Trial cont'd.
	L.M.BIRRELL - Trial cont'd.
12-28-67	L.M.BIRRELL - Trial cont'd. and concluded. Jury verdict Guilty on each of counts
	22 to 32 inclusive & jury disagreement on each of counts 1.2.3.5. and 7 Mistrial
	declared on each of counts 1,2,3,5 and 7. NO FRE-SENTENCE report ordered, NO date
	set for scritence defendant remanded. HFRIANDS, J.
	L.M.BIRELL - Filed affdvt.of Stephen L. Hammerman, AUSA dated 12-28-67.
1-3-68	L.M.Birrel:- Filed order, that a copy of the transcribed stenographic minutes of the pre-trial, trial and post-brial in progress be provided daily copy to deft. in from pusperis, pursuant to sec. 753(f) of Title 28, U.S.Sode. Herlands, J.
	of the pre-trial, trial and post-brial in progress be provided daily copy to
	deft. in from pusperis, pursuant to sec. 753(f) of Title 28, U.S. Sode. Merlands.J.
	3 that families and the first the fi
1/1/68	Defense Counsel Charles N. Brower Esq. moves to be relieved as counsel in this case
	motion is GRANTED. Hearing Adjourned to 1/9/68 at 10:15 AM. HERLANDS.
1/22/68	L.M. BIEREIL - Mearing held in Chambers, room 1903. MERLYMBAYIY
	and & Adjd. to 1/30/68. HERLANDS.J.
1/22/68	L.M. BIRRELL - Enclosed evenlope (Govts 3500(58)) unsealed by Judge Herlands
	(see official minutes of 1/22/68) and Ordered re-sealed and re-impounded.
	NERLANDS, J.
2-19-68	L.M. BIRREIL - Filed notice of motion for order releasing deft on personal recognizance
	or for bail not exceeding \$15,000. (Ret.2-19-68)
2-19-68	L.M.BIRRELL - Filed stipulation that the motion filed 2-15-68 may be considered by
2 2/-00	Judge Herlands upon the same moving papers etc
* .	
2-19-68	L.M.BIRELL - Hearing held- Re; Motion for bail. oral argument heard. Hearing
•	concluded. Decision reserved. HERLANDS. J.
2-20-68	L.M.BIRREIL -Taint Hearing west begun before Judge Herlands. & Contd. 2/21 & 2/23 1968.
3-4-68	L. M. BIRREIL- Filed stip & order that deft's motion dtd 2-15-68 be deemed amended
	to include 18 U.S.C. S3146 as an additional basis for the relief so sought-
	HERLANDS, J.
3 3 6 7 5	
3-19-68	L. M. BIRRELL-Petitioner 's petition for writ of Habeas Corpus etcmemo endorsed-
	motion granted only to the extend of directing the United States Marshal to produce the petitioner before Honorable Edmund L. Palmirei, at 10 A.M. on
	Monday, March 18, 1968 cm the Trial Part in response to the subpoena heretofore
	served upon petitioner- WEINFELD, J.
	WELLIE ELLI), U.
3-18-68	Writ satisfied, PALMIREI, J.
4-8-68	L.M. BIRRELL -Taint hearing continued.
4-9-68	LOWELL M. BIRRELL- Filed affdyt of Lowell M. Birrell re: personal bias or prejudice
4-9-68	L.M. BIRRELL -Taint hearing continued.
4-9-68	LOWELL M. BIRRELL- Filed memo endorsed-Motion denied-so ordered- HERLANDS, J.
4-10-68	L.M.BIRREIL -Taint hearing continued.
4-15-68	L.M.BIRRELL -Taint hearing Continued, //////
	(continued on Page 20)

DATE	PROCEEDINGS
-16-68	LOWELL M. BIRRELL - Filed Affidavit of Stephen F Williams, A.W.S.A. sworn to on 4-16-68 in opposition to motion filed this day.
L-16-68	L.M.BIRRELL -Teint hearing continued.
-16-68	LOWELL M. BIRRELL - Filed Affidavit & Notice of Motion for an order directing the
<u></u>	U.S. Attorney's Office to furnish to the deft, the G.J. minutes and all exhibits
	introduced before the G.J. in the following cases: 61 CR 200, 61 CR 820, 61 CR 903,
	62 CR 307, 63 CR 342, 64 CR 271, 65 CR 566 and CRIM 159-275, and copies of actual
	photostats of all documents in the so-called "seized files" made by US Atty&
	his office, the SEC or any other Gov't agency authorized by any of the foregoing;
	and for such other & further relief as to the Court may seem just and proper.
	Dated: 4-12-68.
-16-68	LOWELL M. BIRRELL - MEMO ENDORSED on motion papers filed this day, "Motion granted
,	to the extent indicated in the Court's rulings placed upon the record and reported
	in the official minutes of today's proceedings. So Ordered: HERIANDS, J.
-18-68	LOWELL M. BIRRELL-Filed Voumber (CJA L) for allowance to Charles N. Brower, Counsel
	for \$500. plus \$1,183.51 expenses of representation (see schedule annexed) HERLANDS, J,
26-68	Filed order that Dr. Milton M. Mendlowitz, 2 Wast 95th St., NYC be employed to make such
	observation and medical examination of seft I.M. Birrell as is necessary to determine
•	deft's present physical condition, and that the ILS. Atty to pay reasonable fee for the se
	of Dr. Nendolowitz not to excees \$75. HERLANDS, J.
29-68°	LOWELL M. BIRRELL- Filed affdyt & notice of motion to relieve the assignment under the
	Criminal Justice Act to represent deft. Lowell h. Birrell in this case
	the star Merilando)
	and-
104	R KITANIANA IOWELL M. BIRELL - Filed order to committe deft. to Rellevue Hospital
	for a period not to exceed ten (10) day, and that Dr. Herman to submit to the
	Court a written report of his findings. Dated 4-30-68 Herlands. J.
	7. 10.0
5-10-68	_LOWALLIM BUMBELL Rined order extending to May 21,1968 deft's comitment at Bellevue
	Hospital to enable Dr. Harman and his staff to observe deft. HERLANDS, J.
5-8-68	Filed CJA Form to by Ordway Hilton-vounderfor compensation and or expenses for investigation
	expert or other services dtd. 1-24-68 approved . HERLANDS. J.
-14-68	LOWELL M. BIRRELL - Filed affidavit of Stephen F. Williams, AUSA dated 5-14-68
5-24-68	Filed on manila envelope containing Psychiartic report dtd 5-17-68, orderedxexte sealed
*	and placed in the Vault, Room 602 HERLAND, J.
5-24-68	LOWELL M. BIRRELL Filed affect Re: in support of bail motion / Toute
5-24-68	LOWELL M. BIRRELL Filed affect of Leonard H. Sandler in support of deft's bail application
-24-68	
-54-00	LOWELL M. BIRRELL-Filed Government's supplementary affdyt in opposition to deft's motion for bail / 6 6 6 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7
-24-68	LOWELL M. BIRRELL- Filed memor endorsed on motion filed 2-19-68-after argument & heretofore
	had on 2-19-68, the Court denies the motion in all respects in accordance with the Court
· · · · · · · · · · · · · · · · · · ·	decision and opinion dictated into the record today-so ordered- HERLANDS. J.
	Local to 16 feet Who facility December 1
	(continued on Page 20)
	/ contemporation of tage CO.

DATE	PROCEEDINGS
5-21,-68	LOWELL M. HIRREID.—Filed memo endorsed on motion filed 1-29-68-The within motion is bereby denied in accordance with the Court's decision and opinion dictated into the record of today's proceedings, so ordered. HERIANDS, J.
5-27-68	LOWELL M. BIRREIL- Filed Opinion #34,831, HERLANDS, D.J. * * * * The deft's motion to dismiss defense counsel * * * * is also hereby denied. so ordered-(see Opinion filed this date & order)
5-27-68	LOWELL M. BIRRELL-Filed Transcript of record of proceedings, dates 3 -24-68
5-28-68	LOWELL M. BIRRELL-Filed notice of appeal to USCA (pd.\$5)
5-31-68	LOWELL M. BIRRELL, docketed order dtd 4-30-68 committing deft to Bellevue Hospialt for examination & Marshal's return executed on 5-1-68 - Affdyt of Stephen F. Williams Asst. U.S. Atty dtd. 4-30-68-A true Copy of order filed 5-10-68 signed by HERLANDS, J. & Marshal's return executed on 5-10-68
5-31-68	LOWELL M, BIRRELL Filed duplicate notice of appeal of 5-28-68
6-4-68	LOWELL M. BIRRELL Filed 1 manila envelope re- motion to release deft on bail- Duggan-Doreing Memorandum impounded by order of Dist. Judge. Herlands. (put in Cashier's vault in Room 602)
6-)4-68	LOWELL M. BIRRELL. Filed 1 manila envelope re: impounded minutes inreference motion to relieve. Counsel ordered by Dist. Judge Herlands (put in Cashier's wault in room 602)
6-4-68	LOWELL M. BIRRELL Filed 1 manila envelope re: motion to relieve Legal Aid, papers submitted by deft. ordered impounded by Dist. Judge Herlands 3-19-68(put in Cashier's vault in room 602)
6-4-68	LOWELL M. BIRRELL- Filed notice of appeal \$5.00
	(mailed notice to F.D.H. 427 West. St., NYC)
6-5-68	(mailed notice to F.D.H. 427 West. St., NYC) LOWELL M. BERRELL - Deft. surrendered by Surety. Bail ordered exonerated. Defendant REMANDED. (no bail). HERLANDS, J.
6-5-68 6-10-68	LOWELL M. BIRRELL - Deft. surrendered by Surety. Bail ordered exonerated. Defendant REMANDED. (no bail). HEHLANDS, J. LOWELL M. BIRRELL - Filed Original, Received 6/7/68 and copy received 6/6/68, of def't's Motions (1) For relief of Legal Aid and/or Reargument of Legal Aid's Motion for Relief in which def't joined and which was denied
	LOWELL M. BIRRELL - Deft. surrendered by Surety. Bail ordered exonerated. Defendant REMANDED. (no bail). HEHLANDS, J. LOWELL M. BIRRELL - Filed Original, Received 6/7/68 and copy received 6/6/68, of def't's Motions (1) For relief of Legal Aid and/or Reargument
	LOWELL M. BURRELL - Deft. surrendered by Surety. Bail ordered exonerated. Defendant REMANDED. (no bail). HERLANDS, J. LOWELL M. BIRRELL - Filed Original. Received 6/7/68 and copy received 6/6/68, of def't's Motions (1) For relief of Legal Aid and/or Reargument of Legal Aid's Motion for Relief in which def't joined and which was denied May 2h, 1968. (2) For disqualification of the Trial Judge(3) For Dismissal of of the proceeding(h) For mistrial and (5) For a Stay and 2 original
6-10-68	LOWELL M. BIRRELL - Deft. surrendered by Surety. Bail ordered exonerated. Defendant REMANDED. (no bail). HEHLANDS, J. LOWELL M. BIRRELL - Filed Original, Received 6/7/68 and copy received 6/6/68, of def't's Motions (1) For relief of Legal Aid and/or Reargument of Legal Aid's Motion for Relief in which def't joined and which was denied May 2h, 1968. (2) For disqualification of the Trial Judge(3) For Dismissal of of the proceeding(h) For mistrial and (5) For a Stay and 2 original brown envelopes. (Transmitted to Court of Appeals by E.M 6/10/68). LOWELL M. BIRRELL- Filed notice of appeal (copy mailed to 427 West St., &
6-10-68	LOWELL M. BURRELL - Deft. surrendered by Surety. Bail ordered exonerated. Defendant REMANDED. (no bail). HERLANDS, J. LOWELL M. BIRRELL - Filed Original, Received 6/7/68 and copy received 6/6/68, of def't's Motions (1) For relief of Legal Aid and/or Reargument of Legal Aid's Motion for Relief in which def't joined and which was denied May 2h, 1968. (2) For disqualification of the Trial Judge(3) For Dismissal of of the proceeding(h) For mistrial and (5) For a Stay and 2 original brown envelopes. (Transmitted to Court of Appeals by E.M 6/10/68). LOWELL M. BIRRELL- Filed notice of appeal (copy mailed to 127 West St., & Legal Society)

LOWELL M. BIRRELL-Filed Stip between attorneys that the record on appeal as it rel to deft Birell's bail situation, shall include but not be limited to, copies of the following items (1) "emorandum in support of motions of deft's appeals sf deft Lowell M. Birell seeking bail (filed 6-26-68) (2) Memorandum in oposition to Deft. Birell's appeals & motions with respect to bail (filed 6-26-68) (3) Affdyt of Stephen F. "illiams, Asst. U.S. Atty dtd 2-13-68 (filed 6-26-68) (4) Notice of motion of February 6, 1968, including Affdyts of Martin Fortney Dr. Konald Riess, Merrie V. Birrell, & Lowell M. Birrell, 7: (filed 6-26-68) It is further agreed that these copies shall be filed in lieu of the originals of the aforementioned documents, as said originals are a permanent part of files MM 1823, of the United states "ourt of Appeals for the Second Circuit, having been filed there by the deft. Birrell on Feb. 4, 1968 Docketed Opinion #34,833, Filed 5-28-68 (re: denying bail etc.) HERLANDS, J. -28-68 Filed Stip between parties that any portion of the proceedings bearing criminal #6 shall be availablen record on appeal, including, but not limited to, the papers, transcripts, and exhibits referred to in the docket antries as specifically set forth in the index to the record on appeal attached hereto and made a part hereo etc. (see stip filed this date) 27-68 LOWELL M. BIRRELL- Filed Order re: Docket entry of 5-21-68 & Docket entry 6-1-68 (put in Cashier's vault in room 602) Ordered that the Clerk of the Dist, Court o Southern Dist, of N.Y. transmit the two aforementioned impounded documents in secondainers, to the Clerk of the Court of Appeals for the Second Circuit etc. EFENANDS (Receipted-Received the two above mentioned manila envelopes 6-27-68- Fusaro-Cler	& mo
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HERLANDS	<u>sar</u> ed
(Receipted - Received the two above mentioned manila envelopes 6-27-68 - Fusaro-Cler	
	<u>k)</u>
28/68 Kiled Transcript of record of proceedings, dated /2/8/67	~
28/68 Filed Transcript of record of proceedings, dated 12/14/67	
8/6 F Filed Transcript of record of proceedings, dated 12/22/67	
P/68 Filed Transcript of record of proceedings, dated /2/27/67	
18/68 Wiled Transcript of record of proceedings datel 4/8/68.	
28/68 Filed Transcript of record of proceedings, dated 6/5/68	
3-68 LOWELL M. BIRREIL. Filed certifications of record on appeal	
18/68 Filed Transcript of record of proceedings, doted 5/27/68	
ole Piled Transcript of record of proceedings, dake 6111.	-
Filed Transcript of record of proceedings, 8/5/19 20,2123/kg	
Filed Transcript of record of proceedings, dated 4/23/68	
) Filed Transcript of record of proceedings, dated 5/10/68	
Filed Transcript of record of proceedings, dated 5/17/68	
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28/66 Miled Transcript of record of proceedings, detect 4/9/68	
28/68 Filed Transcript of record of proceedings, dated 4/29/68	
28/68 Wiled Transcript of record of proceedings, dated 6/6/65	
2-68 LOWELL M. BIRRELL - Filed impounded copy of Transcript of proceedings, dated 3/27	
(Transcript returned to Herlands, J.).	
(CONT'D.)	

	OUT TO-TO-89 SS
DATE	
DATE	JOEL WINSTON:
8-8-68	VENT of concept and a set of the last of t
0-0-00	Filed consent order extending bail limits to include Montreal, Canada & Southern Dist
	of NY from 8-14 to 8-18-68, etc. HERIANDS, J.
9 75 69	TOWN M DIPPRIT
0-13-00	IOWELL M. BIRRELL: Filed true copy of order of U.S.C.A A petition for a writ of
	mandamus having been filed herein by counsel for the petitioner (Legal Aid Society)
	and argument having been had thereon, it is ordered that said petition is denied.
<u> </u>	(Maried Moures 0-21-00)(To Birrell, 427 West St., & Legal Aid)
9-4-68	L.M. Binkblu - Taint hearing continued and continued 9/5/68 and 9/6/68.
9-16-68	LOWELL M. BIRRELL-Filed letter showing address, 200 West 70th St., NYC
9-12-68	LOWELL M. BIRRELL Filed order that deft is admitted to beil in the sum of
	\$30,000. (filed in 61 Cr. 200) ERIANDS, J.
9-27-68	LOWELL M. BIRRELL- Filed affdyt & unsigned order re: enlargement of bail limits-
	a memo endorsed - Application for enlargement of bail limits depict on nor
	Court's ruling placed upon the record today-so ordered-
	(mailed notice)(filed in 61 Cr. 200)
10-3-68	LM BIRRELL Docketed USCA Order & Opinion filed 9-12-68. It is hereby ordered, adjudg
	and decreed that the order of said Dist. Court be and it berehit is respond with
	the direction that bail for the appellant be set in the sum of \$30,000 on a
	endorsedDeft. released on bail, E.N. Bishopp, U.S. Comm., dtd. 9-12-68
10-2-68	
T0-5-00	L.M. BIRRELL Filed remand dtd. 12-28-67 HERIANDS, J. (Trial cont'd and concluded-
	Verdict guilty-no date set for sentence- Deft. remanded (no bail)
707 (0	2 M DIPOLIT
10-1-68	L.M. BIRRELL-Filed notice of appeal to the ISCA from the order of Judge HERLANDS
	entered 9-27-68 denying deft's motion for an extension of his bail limits. \$5.00
	(mailed copy to Warden, F.D.H., 427 Est St., NYC & U.S. Atty)
10 <u>-4</u> -68	I M DIDDELL THE A House Co.
TO=11-00	L.M. BIRFELL. Filed USCA Order & Opinion that the order of said Dist. Court be and it.
	hereby is reversed with the direction that bail for the appellant be set in the
	sum of Thirty Thousand (\$30,000.) dollars (mailed notice)
10+35-66	Filed many 2012 10-24-68 1 M 18/2861/
<u> </u>	Filed remand dated 10-24-68 L.M. BIRRELL
11-4-68	TOWERT M PEDDENT PRINT P
<u></u>	LOWELL M. BIRRELL - Filed Motion for mistrial relief of Legal Aid disqualification.
11-4-68	L.M.BIRREIL -Taint hearing continued.
11-6-68	L.M.BIRRELL -Twint hearing continued.
11-7-68	L.M.BIRRELL -Taint hearing continued.
71:-8-68	L.M.BIRRELL -Taint hearing continued.
77-73-68	L.M.BIRRELL -Taint hearing continued.
11-1)68	L.M. BIRREIL -Taint hearing continued.
77-78-68	L.M.BIRREIL Taint hearing continued.
11-19-68	L.M.BIRRELL -Taint hearing continued.
11-22-68	L.M. BIRRELL -Taint hearing continued.
11-25-68	L.M.BIRRELL -Taint hearing continued.
11-26-68	
	L.M.BIRRELL -Taint hearing continued. Court's exhibit VI Ordered sealed, impounded and placed in the Vault Room 602. HERLANDS,D.J.
11-27-68	L.M.BIRREIL -Taint hearing continued.
11-2 9-69	I W DIDDLI Water programs Contratified?
11-6 3-00	L.M.BIRRELL -Taint hearing continued.
12-9-68	7. M RTRUTT To dot hop with
	L.M.BIRRELL -Ta int hearing continued.
12-10-68	L.M.BIRRELL -Taint has ring continued.
	- ANIATHOR



61 Cr. 6	92 Page 23	61 Cr. 692
DATE	PROCEEDINGS	
12-11-68	L.M.BIRRELL - Taint hearing continued.	,
12-12-68	L.M.BIRRELL -Taint hearing continued.	
12-13-68	L.M.BIRRELL -Taint hearing continued.	
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12-17-78	L.M.BIRRELL -Taint hearing continued.	
12-18-68	L.M.BIRRELL -Taint hearing continued.	
12-19-68	L.M.BIRRELL -Taint hearing continued.	
12-20-68 12-26-68	L.M.BIRRELL -Taint hearing continued. L.M.BIRRELL -Taint hearing continued.	
12-27-68	L.M.BIRRELL -Taint hearing continued.	<u> </u>
12-30-68	L.M.BURRELL -Taint hearing continued.	
12-31-68	L.M.BIRRELL -Taint hearing continued.	
12-31-68	L.M.BIRRELL -Government's exhibit 1041id Ordered sealed, impounded	and placed in the
	Vault, Room 602 of the Clerk's Office, HERLANDS, J.	
1-2-69	L.M. BIRRELL -Taint hearing continued 1-3-69 Taint hearing	continued.
110/69	Filed Transcript of record of proceedings, deted 1110 69 K. M. Burne 0	2
	,	
1-21-69	LOWELL M. HIRPELL- Filed Order of the Supreme Court of the U.S. On	consideration of
	the petition for a writ of certionari herein the U.S. Court of Ap	peals for the
	Second Circuit, it is ordered by this Courtthat the said petition is hereby denied (mailed notice)	be and the same
2-11-69	I.M. BIRREIL -Taint hearing continued.	
2-13-69	L_M_BIRRYIL - Taint hearing continued	
2-14-69	L.M. RIPREIL - Taint hearing continued.	
2-17-69	L.M.BIRREIL Taint hearing continued.	
2-18-69	L M RIRREIL - Taint hearing continued.	
2-19-69	L.M.BIRREIL - Taint hearing continued. L.M.BIRREIL - Taint hearing continued.	
2-20-69 2-24-69	L.M.BIRELL - Taint hearing continued.	
2-25-69	L.M. BIRRELL - Taint hearing continued.	•
2-25-69	L.M. BIRRELL Filed CJA Form #3 & affdvt of Financial Status (maile	d_copy to
÷~~~~	Adm. Off. Wash. D.G.)	
2-26-69	L.M. BIRRELL -Taint hearing continued.	
	Leave the state of the tributer	***
2-26-69	L.M. BIRELL -Filed affdvt. of Lowell M. Birrell in reference to his	s physical
	conditionwith letter of Dr. Alois P. Warren attached thereto.	1
2-27-69	L.M. BIRRELL - Taint hearing continued:	* *
	L.M. BIRREIL - Taint bearing continued	
3-3-69	L.M.BIRRELL -Taint hearing continued.	1
3-4-69	L M BIRERIL -Taint hearing continued;	
3-5-69	M. M. BIRREIL -Taint hearing continued:	
<u>3-6-69</u>	L.M. RIRRELL -Taint hearing continued:	1
3-7-69	L.M.BIRREII -Taint hearing continued.	
3-10-69	L.M.BIRREIL Taint bearing continued.	
3-11-69	L.M. BIRREIL -Taint hearing continued.	
_3-12-69-	L.M.BIRRELL -Taint hearing continued. L.M.BIRRELL -Taint hearing continued.	
	L.M.BIRREIL -Taint hearing continued.	
3-18-69		
3-19-69	L.M.BIRREIL -Taint hearing continued.	

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DATE	PROCEEDINGS
~~~ + ***	A THE THIRD BY SELECTION OF THE PROPERTY OF TH
3-20-69	L.M.BIRREIL -Taint hearing continued.
3-21-69	L.M.BIRRELL -Taint hearing continued.
3-24-69	L.M.BIRREIL -Taint hearing continued
3-31-69	L.M. BIRREIL - Taint hearing continued.
_4-14-69	L.M.BIRRELL -Taint hearing continued, The Court directs that the Clerk open the
	envelope containing Govt's Exhibit 337Jid & Turn said exhibit over to Counsel for/
4-15-69	
4-16-69	
<u>4-17-69</u>	
4-21-69	
4-22-69	L.M.BIRREIL -Taint hearing continued.
4-23-69	L.M.BIRRELL - Taint hearing continued.
4-24-69	L.M. BIRRELL -Taint hearing continued.
4-25-69	L.M.BIREELL -Taint hearing continued.
4-28-69	L.M.BIRRELL -Taint hearing continued.
L-29-69	L.M.B IRRELL -Taint hearing continued.
4-30-69	L.M.BIRRELL -Taint hearing continued.
5-1-69	L.M.BIRRELL -Taint hearing continued.
5-2-69	L.M.BIRRELL -Taint hearing continued.
5-7-69	L.M.BIRREIL -Taint hearing continued.
5-8-69	L.M.BIRRELL -Taint hearing continued.
5-12-69	L.M.BIRREIL -Taint hearing continued.
5-14-69	L.M.BIRRELL -Taint hearing continued: wakkenwinded - Oral Argument heard re: Evidential hearing on the Motion for Suppression -DECISION RESERVED.
	Presentation of evidence on the evidentiary issue Concluded. HERLANDS, D.J.
thate	Filed Transcript of record of proceedings, dated 8/1/68
6/23/69	The Transcript of Teom of producting to
_8-5-69	BERNARD ROTTER-Filed Order that the defts beil limits as prescribed in his bail bond
_ 0-2-03	of 8-11-61, be & they are extended to include the S.D.M.Y. & Montreal Canada, for the
	purpose of taking a vacation & it is further order that except for the provisions the
	deft shall abide & comply with all terms & provisions of his bail bond & he shall not
	depart the S.D.N.Y. or Montreal Canada. It is furtherorder that the deft shall return
	to the S.D.N.Y. & appear before this Court within 2h hrs of the receipt by his atty
	of a written communication to that effect to the U.S. Atty for the S.D.N.Y.
	(Sent notice) FAIMIERI, J.
	1 122.1 B 4 - 123 A 4 - 123 A 4 - 124 B 4 - 126
106 2 5 196	Filed Transcript of record of monopedings, dated 9-4-68
Jue z a 190	Wiled Transcript of record of proceedings, dated 9-5-68
AUG 2 5 120	Filed Pranscript of record of proceedings, dated 9-21-68
NUC 2 5 10C	Mind Transport of reamed of proposedings, during 11-8-68
AUG 2 5 196 AUG 2 5 196	Filed Transcript of record of proceedings dated 11-13-68
0.12 C E 7076	il implication of the control of the
NIC 2 5 195	Trust Transcript of record of proceedings, dated 11-18-68
NOC 2 5 195	I Mildel Teamporing of Tecord of Dirocreatings, acres 11-1-6-6
10 2 5 1959	Filed Transcript of record of proceedings, alled 11-12-68
UC 25 196	Wile Transcript of record of proceedings, dated 11-25-68
MIG 2 5 196	Wiled Transcript of record of proceedings, dated 11-26-65
MIG 2 5 1959	Willed Transprint of record of proceedings, dated 11-27-68
iug 2 5 196 9	Wiled Transcript of record of proceedings, dated 11-29-68
	contil on Page 25

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Document 225-5 Filed 10/04/2007

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61 Cr.692 Page 25 61 Cr.692 DATE PROCEEDINGS .UG 2 5 1969 Filed Transcript of record of proceedings, dated 12-9-68 Miled Transported of assent of announceinas dated 12-12-68 1UG 2 5 1959 Wiled Transported of morand of manager in an dested 12-13-68 AUG. 2.5. 1969 That There against of record of magazarina Anted 12-17-68 UG 2 5 1969 Fied Transcript of record of proceedings, diston 12-18-68 LUG 2 5 AUG 2 5 Bust Transcript of record of proceedings, datas 12-19-69 Wied Transcript of menory of menorabinas, deter 12-2 1983 AUG 2.5 Wild Transmint of mound of unacconfluer desired 12-27-18 AUG 2 5 15.13 Wiled Transcript of resent of manuflines duted 12-20-65 100 AUG 2 5 Lilled Transcript of mound of protocolings, defect 12-31-69 AUG 2 5 JG 25 Wiled Transporting of mount of more military, detect -AUG 2 5 IFIGHT THEORY OF TOWNS OF THEORY STATES 2-11 1968 Latter Programmed of record of very martiner, Sound 2-13-69 1969 Wiled Transcript of record of macro Fire Sales NG 2.5 Biled Transcript of record of proceedings, dated 25 Wiled Transcript of record of proceedings, dated 25 Wiled Transceriot of record of proceedings, dated **AUG 25** Filed Transcript of record of proceedings, dates AUG 2 5 Filed Transcript of record of more wings, dated Wiled Thanseriet of record of proceedings, disted 40G 2 5 1969 Biled Transmint of mount of manualings dated 1UG 25 1969 Wiled Transcories of record of propertings, dated 1UG 25 1969 Filed Propagages of morand of amargatipas, dated NG 25 1369 Wiled Transcript of general of prospertions, detect Biled Transgript of reased of proceedings, dates Wiled Transcript of record of pronectings, dated AUG 25 Biled Transprint of georgi of agacedings, dated **AUG 25** Killed The appoint of mount of managedians, dated 1UG 25 1959 Miles That arrived and magned of amongs tingo dated AUG 2.5. IFRAT The quelet of ground of an nombrous, dates IUG 2 5 1900 Lotted Transcript of against of appropriations, exitest Wiled Transcript of record of proceedings, bester Water Thomason in marcal of marcartings dated 1959 Bled Transcript of record of proceedings, dated What Transcript of record of proceedings, dated 1368 AUG 2-1969 Filed Transcript of record of prospedings dated AUG 25 Wild Propagated of govern at many strain Cale 44<u>6 2 5</u> 1939 Wiled Transprint of reserve of promodings, dated AUG 2 5 AUG 2 5 18 Tan The - grandent and married out marrowed and from Porte AUG 2 5 1787 . The manufact of a grant of the control of th Francis Commence of Secretary of Commencer of Commencer of Commencer 10<u>6 2 5</u> That Transport was hely sometimes delicate AUG 2.5 Land of the transfer of books AUG 25 Thomas is but all now will all and you form - studyed AUG 25 TOTAL STORES TO ME WHEN AND AND THE PROPERTY PROPERTY. CONTRACT. 4UG 2 5 1965 Willed Transport of mound of managements, Anied Wiled Transcript of record of represedings, dated AUG 25 AUG 2 5 AUG 2 5 Biled Transported of reserve of propertions, work The Transmiss of sand of seconditions, dated 5-1-69 This to the forest the same of AUG 2 5 AUG 25 Welse Dramsorber of contra of processioning dason AUG 25 1989 5-8-69

PAGE 05/0B Case 1:05-cr-00621-R_MS_{IEA}Rocument 225-5 Page 14 of 17 Filed 10/04/2007 61 Cr.692 Page 26 61 Cr.692 DATE PROCEEDINGS JG 25 1969 Filed Transcript of record of proceedings, dated 5-12-6 Wiled Transport of record of propositions, decide Filed Transpring of record of properlings, dated &-2 1625 0-16-69 Filed copy of order that the above entitled action is hereby referred to the Monorable EDWARD C. MC LMAN, United States District Judge, for all purposes. SUGARMAN, CJ. LOWELL M. BIRRELL-Filed affdyt & notice of motion, for the appointment of counsel. II-17-69. for the vacation of the order of the Chief Judge appointing a successor Rule 2 Judge for the dismissal of the Indictment. For the return of the Illegally seized & suppressed documents & papers of the deft. For the reduction of bail & the elimination of any bail limits. for such other or further relief as to the Court may deem proper, Ret: 11-25-69. 12-3-69 LOWELL M. BIRRELL - Filed Affidavit of Frank M. Tuerkheimer, Eso., AUSA, in opposition to deft's appl'n for various types of relief. (Hout to the Trans To) 12-10-69 LOWELL M. BIRRELL: Filed notice of appearance by Elliot A. Taikeff, 23 Wast 9th St. NYC LF 3-3333 IDWELL M. ETRRELL-Filed CJA form 2 Order appointing counsel Elliot A. Taikeff. N: 12-9-69 nume pro tune as of 11-25-69 (mailed copy to Adm Off Wash D.C.) McLEAN, J. LOWELL M. BIRRELL: Filed supplemental affdyt of Kiliott A. Taikeff, Atty for 12-15-69 deft. in support of deft's motions. Filed memo endorsed on motion filed 11-17-69 (attached) 12-15-69 LOWELL M. BIRRELL: These motions are disposed as follows: I granted deft's motion for appointment of counsel -- The motion to vacate Chief Judge Sugarman's order appointing me under Rule 2 to succeed the late Judge Herlands is DENIED - The motion to reduce bail below the amount fixed by the Court of Appeals is DENIED - The motion to enlarge the present bail limits is DENIED without prejudice ***-Decision of the notion to dismiss the indictment and the motion to direct the return to deft. of the documents will be deferred until 2-1-70. At the argument on 11-25-69, I gave the government until 12-31-69 and deft until 2-1-70 to submit memoranda as to the action that they believe this court should take with respect to the various motions which were pending before Judge Herlands and which he did not decide before his death. One of these was a motion for a return of the documents. Pending decision of these motions, deft and his atty will be given access to the documents which are now held in the courthouse-so ordered-MC LEAN, J. (mailed notice) 12-23-69 Riled Transcript of 11/25/69 12-29-69 FILED Notice of Appeal - Reduction of Bail and the Elimination of any Bail Limits. 12-31-69 LOWELL M. BIRRELL: Filed memorandum 12-31-69 LOWELL M. BIRRELL: Filed order that deft. shall have exclusive use of the

facilities of Room 607L, U.S. Courthouse, Foley Square, NYC and the contents thereof

MC LEAN. J.

until further order of the Court.

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MC IEAN, J.

Rule 2

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DATE	PROCEEDINGS
2-6-70	LOWELL M. BIRRELL - Filed Recognizance bond sum of \$30,000. dtd 9/12/68 (Bishopp) w/security.
2-17-70	consent & order BERNARD ROTGER: Filed/order that the bail limits as prescribed in the deft's bail bond executed on 6-11-61 be and they are extended to include the SDNY & freeport, Grand Bahama Islands and Miami, Florida etc. (mailed notice)
3-5~70	IOWELL ML BIRRELL: Filed affdvt & ntciceof motion re: bail status ret. 3-11-70
3-12-70	LOWELL M. BIRRELL: Filed memo endorsed on motion filed 3-5-70- Deft. is perpresented by a Atty appointed by the Court. Under these circumstances, the Court. will not FREEX entertain any motion made by the deft. pro-se. This motion is denied without prejudice to renewal upon a proper showing of good cause for extending deft's bail limits. so ordered- (mailed notice) MC LEMY, J.
3-11-70	LOWELL M. BIRRELL Hearing before Mc Lean, J. List with serial numbers prepared by Judges Law Clerk, Mr. Case, Marked Court's Exhibit #1 and items listed turned over to deft. No objections from Gove. Deft's motion to change bail decied MC LFAN, J.
10-19-70	Lowell M. Birrell- Filed AUSA Mr. Kelleher, affidavit in opposition of motion to extend bail limits.
0-19-70	LOWELL M. BIRRELL - Filed Order for temporary extension of bail limits, (notice mailed) McEEAN, J.
10-19-70	LOWELL M. BIREELL - Filed affidavit of Lowell M. Birrell in connection with application for temporary extension of bail limits.
1-20-70	LOWELL BIRRELL- Filed notice of motion and affdvt. to return property seized. With memo endorsed: I am informed by the Clerk's Office that the original motion papers on this motion were never filed. *** On the adjourned date neither deft. nor his attorney appeared, although all the other parties were present. The motion is denied. So Ordered. (mailed notice) McLEAN, J. Mailed notice)
12-22-70	When Transcript of record of proceedings, dated 10-5-70
5-13-71.	Leo Glassman- Entered and filed Nolle Prosequi. McLean, J.
11-16-71	L.M. RIPRELL: Filed order that evidentiary hearing will be commenced on March 20, 1972, it is further ordered on or before March 1, 1972 the deft, shall file and serve his trial memorandum. MC LEAN, J.
3 <u>-8-72</u>	Birrell-Filed Govt's affidavit in response to motionfor the appointment of counsel.
4-26-72	J.A. Winston & Co. Inc., Lowdll M. Birrell, Benjamin N. Saporta, Matthew Naphtali, Harry Levine, Max Levine, Bernard Potter, Benof Bernan and Phil F. Krumholz - ENTERED AND FILED NOLLE PROSEQUI. MC LEAN, J.

092	Page 28	61 Cr. 692
. DATE		PROCEEDINGS
1-28-72	JOE A WINSTON)	
	ALBERT BERNSTEIN)	
	IRVING BERNSTEIN	
*************************************	MORRISON GILBERT)	
·	HORINGON GILBERT)	Pre-sentence investigation orderd. Sent.date 6-9-72 at 2 p.m.
<u> </u>		McLean J.
F 10 7	27 27 26 27	
5-10-1	quowell M. Birrel	1 Filed -Copy 5 of C.J.A. form 21. Authorization for
· · · · · · · · · · · · · · · · · · ·		y courrency st. Court Herorters U.S. Courthouse D.A.
	Square, N.Y.	McLean, J.
7 31. 7	2 75-42	
1-54-1	4 Motion Withdraw	m plea of guilty by Joel A. Winston
	Eranted - Trial	set for Nov Albert Bernstein
	20, 1972.	Irving Berstein
	Mc	Lean.J. Morrison Gilbert
7-27-72	Re: Birrell- Mot	-re disposition of files, drawers boxes etc-Dec. Res.
		Mc Lean, J.
6-23-72	Filed Trusmipt of	record of proceedings dated 4-28-72
6-7-72	L.A. Winston & Co.	, Inc. and Albert Bernstein - Filed notice of motion for an order
	permitting	said defts, to withdraw their pleas of guilty ret. 6-16-72
	at 2 P.M.	in Room 20001
		TIS ABOUT EOOOT
6-12-72	Irving Bernstein a	nd Morrison Gilbert - Filed notice of motion for an order
	permitting	defts, to withdraw their pleas of guilty ret. 6-16-72 at
	2 P.M.	derive to withdraw their preas of guilty Fet. 0-10-72 at
6-16-72	Filed affdyt, by D	avid M. Brodsky, A.U.S.A. in opposition to motions filed on 6/7/72
	and 6/16/7	2
	3, 23, 1	Es
7-28-72	LA Winston & Co	Inc. and Chart Complete Edit
1 20 12	motion fil	, Inc. and Albert Bernstein - Filed memo endorsed on defendants
	75 + ba can	ed 6/7/72: Motion is granted for the reasons stated by the Court
	at the con	clusion of hearing. Case set for trial at 10:00 A.M 11/20/72
	III MI, 120	- So ordered, Mc Lean, J.
ठ ठ <u>० ठ</u> ० वन		
7-28-72	living Bernstein a	nd Morrison Gilbert - Filed memo endorsed on defts. motion filed
	0-12-72: Mo	tion is granted for the reasons stated by the Court at the
	conclusion	of hearing. Case set for trial at 10:00 A.M 11/20/72 in Rm.
	128 So o	rdered Mc Lean, J.
P : 1977	Med Transcript :	Topoceal & Commellings 1-27-2
70 / ==		
10-6-72	J.A.WINSTON)	-1
	A.BERNSTEIN) Filed	afdvt & notice of motion to dismiss indictment, memorandum of
	law at	tachedRet.10-13-72 at 2 P.M
10-11-72	I.BERNSTEIN)	
	M.GILBERT) Filed a	dvt & notice of motion to dismiss the indictmentRet.10-13-72 2P.M.
		moston so atsuits une indictment. Ret. 10-13-72 2P.M.
.1-30-72	Hearing held Re-	Disposition of files etc, Order tobe submitted Knapp, J.
	1	
12-13-72	Filed CJA Form	4/approving payment to Elliot Taikefff Knapp, J.
12-13-73	Filed CTD Dec	/ Free Payment to Elitot Talkerr Knapp, J.
/2	"TIEG COA FORM	4 (Voucher No. 2) approving payment to Elliot Taikeff,
	Knapp, J.	represent the
		" Berieb

_a Date	PROCEEDINGS		
2 1 2 72	# # 1 - 2 7 - 6 - 12 - 1 - 12 - 1 - 12 - 12 - 12 -		
-Z-EB-/2	Filed Affidavit of Elliot Taikeff in support of CJA Form 4.		
2-15-72	Filed andon in the state of the		
<u> </u>	Filed order in re motion by Govt dated 7-19-72 for an order disposing of the		
	sequestered filed and records and in re pross-motion dated 11-3-72 by deft, Birrell.		
	Ordered that lock on room containing records be changed under supervision of the		
	Clerk of the Court, the said room to be locked and sealed and the key to said		
	room be delivered to the Chambers of Hon. Whitman Knapp, USDJ., etc Knapp, J.		
-11-73	Took Alfred History Albert Bernard		
	Joel Alfred Winston, Albert Bernstein, Irving Bernstein and Morrison		
	Gilbert, Filed memorlandum and order by Judge Knapp, dtd. 1-10-73;		
	granting defendants motion to dismiss indictment (see order) (m/n)		
-19-78	Kowell Berrell- files Trace by trake & direction		
	Clerk to Close & butnit 8-5-31 derecting		
	Clive to Close & furnice 3-3-7/-		
1-2-75	Filed mens. endorsea on order dla, 3/18/75. "The above		
	case hours heed closed the order is hereby freeded		
	1 Style 1		
/30/91	Filed ORDER that the files and records in this action are hereby UNSEALEDKNAPP.		
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